

032304

17621 U.S.PTO

UTILITY PATENT APPLICATION TRANSMITTAL

(Large Entity)

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.
ECV-5510CON1

Total Pages in this Submission

10/807951
22390 U.S.PTO

032304

TO THE COMMISSIONER FOR PATENTS

Mail Stop Patent Application

P.O. Box 1450

Alexandria, VA 22313-1450

Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 C.F.R. 1.53(b) is a new utility patent application for an invention entitled:

OXIDIZED BIOPROSTHETIC MATERIALS

and invented by:

Crystal M. Cunanan
Lillian Quintero
Angela de la Fuente
Patrice Tremble

If a **CONTINUATION APPLICATION**, check appropriate box and supply the requisite information:

Continuation Divisional Continuation-in-part (CIP) of prior application No.: 09/915,489

Which is a:

Continuation Divisional Continuation-in-part (CIP) of prior application No.: _____

Which is a:

Continuation Divisional Continuation-in-part (CIP) of prior application No.: _____

Enclosed are:

Application Elements

1. Filing fee as calculated and transmitted as described below

2. Specification having 13 pages and including the following:
 - a. Descriptive Title of the Invention
 - b. Cross References to Related Applications (*if applicable*)
 - c. Statement Regarding Federally-sponsored Research/Development (*if applicable*)
 - d. Reference to Sequence Listing, a Table, or a Computer Program Listing Appendix
 - e. Background of the Invention
 - f. Brief Summary of the Invention
 - g. Brief Description of the Drawings (*if filed*)
 - h. Detailed Description
 - i. Claim(s) as Classified Below
 - j. Abstract of the Disclosure

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Application Elements (Continued)

3. Drawing(s) *(when necessary as prescribed by 35 USC 113)*
 - a. Formal Number of Sheets 1
 - b. Informal Number of Sheets _____
4. Oath or Declaration
 - a. Newly executed *(original or copy)* Unexecuted
 - b. Copy from a prior application (37 CFR 1.63(d)) *(for continuation/divisional application only)*
 - c. With Power of Attorney Without Power of Attorney
 - d. **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. 1.63(d)(2) and 1.33(b).
5. Incorporation By Reference *(usable if Box 4b is checked)*
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. CD ROM or CD-R in duplicate, large table or Computer Program (Appendix)
7. Application Data Sheet (See 37 CFR 1.76)
8. Nucleotide and/or Amino Acid Sequence Submission *(if applicable, all must be included)*
 - a. Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. CD-ROM or CD-R (2 copies); or
 - ii. Paper
 - c. Statement(s) Verifying Identical Paper and Computer Readable Copy

Accompanying Application Parts

9. Assignment Papers *(cover sheet & document(s))*
10. 37 CFR 3.73(B) Statement *(when there is an assignee)*
11. English Translation Document *(if applicable)*
12. Information Disclosure Statement/PTO-1449 Copies of IDS Citations
13. Preliminary Amendment
14. Return Receipt Postcard (MPEP 503) *(Should be specifically itemized)*
15. Certified Copy of Priority Document(s) *(if foreign priority is claimed)*
16. Certificate of Mailing
 - First Class Express Mail *(Specify Label No.):* EV337120883US

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(Large Entity)**

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Docket No.
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Accompanying Application Parts (Continued)

17. Additional Enclosures (please identify below):

A copy of Petition for Extension of Time (3 Mos.) filed simultaneously in prior Application No. 09/915,489.

Request That Application Not Be Published Pursuant To 35 U.S.C. 122(b)(2)

18. Pursuant to 35 U.S.C. 122(b)(2), Applicant hereby requests that this patent application not be published pursuant to 35 U.S.C. 122(b)(1). Applicant hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication of applications 18 months after filing of the application.

Warning

An applicant who makes a request not to publish, but who subsequently files in a foreign country or under a multilateral international agreement specified in 35 U.S.C. 122(b)(2)(B)(i), must notify the Director of such filing not later than 45 days after the date of the filing of such foreign or international application. A failure of the applicant to provide such notice within the prescribed period shall result in the application being regarded as abandoned, unless it is shown to the satisfaction of the Director that the delay in submitting the notice was unintentional.

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(Large Entity)

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.
 ECV-5510CON1

Total Pages in this Submission

Fee Calculation and Transmittal

CLAIMS AS FILED

For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	22	- 20 =	2	x \$18.00	\$36.00
Indep. Claims	1	- 3 =	0	x \$86.00	\$0.00
Multiple Dependent Claims (check if applicable)	<input type="checkbox"/>				\$0.00
				BASIC FEE	\$770.00
OTHER FEE (specify purpose)					
				TOTAL FILING FEE	\$806.00

A check in the amount of _____ to cover the filing fee is enclosed.

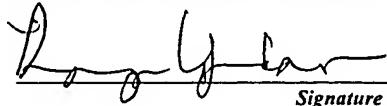
The Director is hereby authorized to charge and credit Deposit Account No. 50-1225 as described below.

Charge the amount of \$806.00 as filing fee.

Credit any overpayment.

Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17.

Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).



Signature

Rajiv Yadav
 Registration No. 43,999
 EDWARDS LIFESCIENCES LLC
 One Edwards Way
 Irvine, California 92614
 Telephone: (949) 250-6801
 Facsimile: (949) 250-6850

Dated: March 23, 2004

cc: Customer No. 30452

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)
(Large Entity)

Docket No.
ECV-5510

In Re Application Of: Cunarden et al.

MAR 23 2004

Serial No.
09/915,489

Filing Date
July 26, 2001

Examiner
Lankford Jr., Leon B.

Group Art Unit
1651

COPY

Invention:

OXIDIZED BIOPROSTHETIC MATERIALS

TO THE COMMISSIONER FOR PATENTS:

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of 9/23/2004 above-identified application.

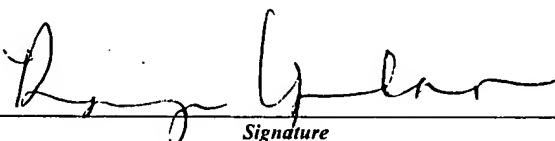
The requested extension is as follows (check time period desired):

One month Two months Three months Four months Five months

from: December 23, 2004 Date until: March 23, 2004 Date

The fee for the extension of time is \$950 and is to be paid as follows:

A check in the amount of the fee is enclosed.
 The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 50-1225
 If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 50-1225


Signature

Dated: **March 23, 2004**

Rajiv Yadav
Registration No. 43,999
Edwards Lifesciences LLC
One Edwards Way, Law Dept.
Irvine, California 92614
Telephone (949) 250-6801
Facsimile: (949) 250-6850

I certify that this document and fee is being deposited on 3/23/2004 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Signature of Person Mailing Correspondence

Melissa Sanchez

Typed or Printed Name of Person Mailing Correspondence

Customer No. 30452

cc: